

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

CARLOS A. ROSARIO,
Petitioner,

CIVIL ACTION

v.

SUPERINTENDENT TICE,
THE DISTRICT ATTORNEY FOR THE
COUNTY OF LEHIGH, and
THE ATTORNEY GENERAL OF THE
STATE OF PENNSYLVANIA,
Respondents.

NO. 23-245

ORDER

AND NOW, this 22nd day of August, 2023, upon consideration of Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus filed by *pro se* petitioner, Carlos A. Rosario (ECF 1) and the Report and Recommendation of United States Magistrate Judge Scott W. Reid (ECF 6), and no objection having been filed, **IT IS ORDERED** as follows:

1. The Report and Recommendation of United States Magistrate Judge Scott W. Reid is **APPROVED** and **ADOPTED**;
2. The Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus filed by *pro se* petitioner, Carlos A. Rosario, is **DENIED**; and
3. A certificate of appealability will not issue because reasonable jurists would not debate this Court's decision that the petition does not state a valid claim of the denial of a constitutional right. *See* 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000).

BY THE COURT:

/s/ Hon. Kelley B. Hodge

HODGE, KELLEY B., J.